

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston District

FILE NUMBER: D-17144

REGULATORY PROJECT MANAGER: John Davidson

Date: 14 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: n(Y/N)

Date: 14 June 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

30-4-59.5732 N; 95-28-9.4381 W

Approximate Size of Site/Property (Including Uplands & in Acres)

15.75 Acres

Name of Waterway or Watershed

Spring Creek Watershed

SITE CONDITIONS:

Type of Aquatic Resources	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce				X	

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION:

PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: On the 1995 infrared aerial photo and 1999 NWI map, a wetland signature is present on the tract. The wetland is located above the 100-year floodplain and no obvious surface hydrologic connections exist between the wetland and a water of the United States. Therefore, the wetland is isolated with no known nexus to interstate commerce. The wetland is not a water of the United States and is not subject to Section 404 of the Clean Water Act.

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 FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-16811

REGULATORY PROJECT MANAGER: Hudson

Date: 2 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: N(Y/N)

Date: 2 June 2005

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29.8924°N, 95.3492°W

Approximate Size of Site/Property (Including Uplands & in Acres)

Name of Waterway or Watershed

Halls Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: no direct hydrological surface connection or known nexus to interstate commerce.

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DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-17248

REGULATORY PROJECT MANAGER: Hudson

Date: 1 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)

Date: 1 June 2005

At the project Site: (Y/N)

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Montgomery

Center Coordinates of Site by Latitude & Longitude Coordinates

30.3194°N, 95.4016°W

Approximate Size of Site/Property (Including Uplands & in Acres)

37

Name of Waterway or Watershed

West Fork Crystal Creek

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED Y

ADDITIONAL INFORMATION SUPPORTING NJD: Wetlands had no direct hydrological surface connection to a water of the United States and no known nexus to interstate commerce.

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 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-16763

REGULATORY PROJECT MANAGER: Hudson

Date: 1 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: Y(Y/N)

Date: 1 June 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Liberty

Center Coordinates of Site by Latitude & Longitude Coordinates

30.0774°N, 94.7737°W

Approximate Size of Site/Property (Including Uplands & in Acres)

26.71

Name of Waterway or Watershed

Spring Creek

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Wetland had no direct hydrological surface connection to a Water of the United States and no known nexus to interstate commerce.

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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D16605

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 6/17/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office yes (Y/N)
 At the Project Site (Y/N)

Date: 6/17/2005

Date:

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Montgomery

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

30° 25' 36"N, 95° 38' 50"W

Approximate Size of Site/Property (Including Uplands & In Acres):

N/A

Name of Waterway or Watershed:

Lake Conroe

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									
Pond									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated stock pond with no hydrological connections to another water of the US nor any nexus to interstate commerce.

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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D16583

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 6/22/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office yes (Y/N)
 At the Project Yes (Y/N)

Date: 6/22/2005

Date: 6/15/2005

PROJECT LOCATION INFORMATION:

State:
 County:
 Center Coordinates of Site by Latitude & Longitudinal Coordinates:
 Approximate Size of Site/Property (Including Uplands & In Acres):
 Name of Waterway or Watershed:

Texas
Montgomery
30° 12' 43"N, 95° 21' 28"W
11 miles
East Fork San Jacinto

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		XXXXXXX							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated wetlands within the right-of-way with no hydrological connections to another water of the US nor any nexus to interstate commerce.

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DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D16621

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 6/22/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office yes (Y/N)
 At the Project Site (Y/N)

Date: 6/22/2005

Date:

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

Site 1 29° 59' 50"N, 95° 43' 28"W

Approximate Size of Site/Property (Including Uplands & In Acres):

N/A

Name of Waterway or Watershed:

Spring Creek

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									
		AG ponds							

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated stock pond with no hydrological connections to another water of the US nor any nexus to interstate commerce.

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 FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE_RC

FILE NUMBER: D-16840

REGULATORY PROJECT MANAGER: Hudson

Date: 22 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)

Date: 22 June 2005

At the project Site: Y(Y/N)

Date: 15 June 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29 49'53"N 95 45' 08"W

Approximate Size of Site/Property (Including Uplands & in Acres)

Name of Waterway or Watershed

Buffalo Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Wetlands are located outside of the 100-year floodplain of South Mayde Creek with no direct hydrological surface connection and no known nexus to interstate commerce.

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DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-17373

REGULATORY PROJECT MANAGER: Hudson

Date: 27 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
At the project Site: N(Y/N)

Date: 27 June 2005

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29° 53' 40"N, 95° 43' 38"W

Approximate Size of Site/Property (Including Uplands & in Acres)

Name of Waterway or Watershed

Buffalo Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool	X								
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Wetlands are located outside of 100-year floodplain of Langham and Dinner Creeks, with no direct hydrological surface connection and no known nexus to interstate commerce.

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DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
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COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D17337

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 6/30/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office yes (Y/N)
 At the Project Site (Y/N)

Date: 6/30/2005

Date:

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

29° 35' 13"N, 95° 11' 14"W

Approximate Size of Site/Property (Including Uplands & In Acres):

3.75

Name of Waterway or Watershed:

West Galveston Bay

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		XXXXXX							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated wetlands evidence of a hydrological connection to another water of the US nor any nexus to interstate commerce.

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ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-16952

REGULATORY PROJECT MANAGER: Hudson

Date: 29 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
At the project Site: N(Y/N)

Date: 29 June 2005

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29° 33' 03"N, 95° 04' 54"W

Approximate Size of Site/Property (Including Uplands & in Acres)

Name of Waterway or Watershed

Clear Creek

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Wetland is located outside of the 100-year floodplain with know dircte hydrological surface connection and no known nexus to interstate commerce.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
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ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-13733/(01)

REGULATORY PROJECT MANAGER: Hudson

Date: 29 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: y(Y/N)

Date: 29 June 2005

At the project Site: Y(Y/N)

Date: 15 June 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29° 57' 57"N, 95° 36' 26"W

Approximate Size of Site/Property (Including Uplands & in Acres)

Name of Waterway or Watershed

Cypress Creek

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Wetlands are located outside of the 100-year floodplain with significant barriers to preclude a direct hydrological surface connection with Cypress Creek. No known nexus to interstate commerce was identified.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-10193/(02)

REGULATORY PROJECT MANAGER: Hudson

Date: 14 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
At the project Site: N(Y/N)

Date: 14 June 2005

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29 58'06"N 95 22' 03"W

Approximate Size of Site/Property (Including Uplands & in Acres)

37-acres

Name of Waterway or Watershed

Greens Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands			X						
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION:

PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Site is located outside of the 100-year floodplain with no direct hydrological surface connections and no known nexus to interstate commerce.

INFORMATION SHEET

FILE NUMBER: D17287

Date: 7/5/2005Date: 7/5/2005

Date: _____

State:

Texas

Harris

29° 53' 31"N, 95° 27' 48"W

36

Buffalo/San Jacinto

[illegible]

Migratory Bird Rule Factors¹:

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated wetlands with no hydrological connections to another water of the US nor any nexus to interstate commerce

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: SWG

FILE NUMBER: D-16855

REGULATORY PROJECT MANAGER: Rea

Date: 02 May 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: y(Y/N)
At the project Site: n(Y/N)

Date: _____

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29.50737;95.16205

Approximate Size of Site/Property (Including Uplands & in Acres)

9

Name of Waterway or Watershed

Pillot Gully

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					x
Is or would be used as habitat by other migratory birds that cross state lines?					x
Is or would be used as habitat for endangered species?					x
Is used to irrigate crops sold in interstate commerce					x

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION:

PRELIMINARY _ or APPROVED x

ADDITIONAL INFORMATION SUPPORTING NJD: No Hydrological connection to any water of the United States

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-16902

REGULATORY PROJECT MANAGER: Hudson

Date: 17 May 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
At the project Site: Y(Y/N)

Date: 17 May 2005
17 FEB 05

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

30.0408°N, 95.7919°W

Approximate Size of Site/Property (Including Uplands & in Acres)

101-acre

Name of Waterway or Watershed

Cypress Creek

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: Site had no known hydrological surface connection and no known nexus to interstate commerce. Tributary to Little Cypress Creek is was created in uplands and does not extend the ordinary high water mark of Little Cypress Creek.

INFORMATION SHEET
 DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
 FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
 ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RC

FILE NUMBER: D-16972

REGULATORY PROJECT MANAGER: Hudson

Date: 14 April , 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: n(Y/N)

Date: 14 April 2005

PROJECT LOCATION INFORMATION:

State: Texas
 County: Harris
 Center Coordinates of Site by Latitude & Longitude Coordinates: 29.8935N 95.5244W
 Approximate Size of Site/Property (Including Uplands & in Acres): 23 acres
 Name of Waterway or Watershed: White Oak Bayou

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY X or APPROVED _
 ADDITIONAL INFORMATION SUPPORTING NJD: No direct hydrological surface connection and no known nexus to interstate commerce.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: SWG

FILE NUMBER: D-17040

REGULATORY PROJECT MANAGER: Rea

Date: 15 April 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: y(Y/N)
At the project Site: y(Y/N)

Date: 15 April 2005

PROJECT LOCATION INFORMATION:

State: Texas
County: Harris
Center Coordinates of Site by Latitude & Longitude Coordinates: 29.50737;95.16205
Approximate Size of Site/Property (Including Uplands & in Acres): 211
Name of Waterway or Watershed: Clear Creek

SITE CONDITIONS:

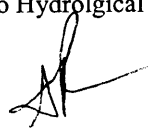
Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands									X
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION: PRELIMINARY _ or APPROVED x
ADDITIONAL INFORMATION SUPPORTING NJD: No Hydrological connection to any water of the United States



INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D-17197

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 4/15/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office YES (Y/N)
 At the Project Site _____ (Y/N)

Date: 4/15/2005

Date: _____

PROJECT LOCATION INFORMATION:

State: Texas
 County: Harris
 Center Coordinates of Site by Latitude & Longitudinal Coordinates: 29° 37' 22"N, 95° 04' 58"W
 Approximate Size of Site/Property (Including Uplands & In Acres): 21-acres
 Name of Waterway or Watershed: Big Island Slough

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	XXXXXXX								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									
Drainage Ditch/Fish ponds									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXXX
Is or would be used as habitat for endangered species?					XXXXX
Is used to irrigate crops sold in interstate commerce?					XXXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved Xxxxxxx

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Some project area wetlands have no nexus to interstate commerce and no hydrological connection.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D-17123

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 4/15/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office YES (Y/N)
 At the Project YES (Y/N)

Date: 4/15/2005

Date: _____

PROJECT LOCATION INFORMATION:

State: Texas

County: Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates: 29° 50' 29"N, 95° 40' 28"W

Approximate Size of Site/Property (Including Uplands & In Acres): N/A

Name of Waterway or Watershed: Bear Creek

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	XXXXXXX								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									
Drainage Ditch/Fish ponds									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXXX
Is or would be used as habitat for endangered species?					XXXXX
Is used to irrigate crops sold in interstate commerce?					XXXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Project area wetlands have no nexus to interstate commerce, no hydrological connection.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D-16313

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 4/1/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office YES (Y/N)
 At the Project YES (Y/N)

Date: 4/1/2005

Date: 1/5/2005

PROJECT LOCATION INFORMATION:

State: _____
 County: _____
 Center Coordinates of Site by Latitude & Longitudinal Coordinates: _____
 Approximate Size of Site/Property (Including Uplands & In Acres): _____
 Name of Waterway or Watershed: _____

Texas
Harris
29° 47' 18"N, 95° 14' 20"W
5.8 miles
Greens Bayou

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands						XXXXXXX			
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									
Drainage Ditch/Fish ponds									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXXX
Is or would be used as habitat for endangered species?					XXXXX
Is used to irrigate crops sold in interstate commerce?					XXXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary _____ or Approved XXXXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Some of the wetlands are out of 100-yr Floodplain and no hydrological or nexus connection exist.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG
 FILE NUMBER: 11176(02)

REGULATORY PROJECT MANAGER: Jeff Hill Date: 6 Jan 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 6 June 2005
 At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:

State: Texas
 County: Brazoria
 Center coordinates of site by latitude & longitudinal coordinates: UTM15, 262476E, 3210706N
 Approximate size of site/property (including uplands & in acres): 20 ac
 Name of waterway or watershed: Brazos River

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands	0.14								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce?					X

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary Or Approved X.

ADDITIONAL INFORMATION SUPPORTING NJD (e.g., paragraph 1 – site conditions; paragraphs 2-3 – rationale used to determine NJD, including information reviewed to assess potential navigation or interstate commerce connections; and paragraph 4 – site information on waters of the U.S. occurring onsite): Wetlands appear to be artifacts of construction with no hydrologic connection to waters of the U.S., and lie outside the 100 yr. floodplain of all nearby waters

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-R
 FILE NUMBER: D-17424

REGULATORY PROJECT MANAGER: John Wong Date: 30 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 30 June 2005
 At the project site (Y/N) Date:

PROJECT LOCATION INFORMATION:

State: Texas
 County: Cameron
 Center coordinates of site by latitude & longitudinal coordinates: 25-56-31/97-28-12
 Approximate size of site/property (including uplands & in acres): 26 acres
 Name of waterway or watershed: Isolated Resaca/Rio Grande

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)					X				
<u>Resaca (Oxbow Lake)</u>									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	
¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.					

TYPE OF DETERMINATION:

Preliminary Or Approved X.

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Resaca surrounded by residential development with no apparent inlet or outlet.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RCC
 FILE NUMBER: SWG-05-12-021

REGULATORY PROJECT MANAGER: John Wong Date: 15 June 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office Y (Y/N) Date: 15 June 2005
 At the project site N (Y/N) Date: _____

PROJECT LOCATION INFORMATION:

State: Texas
 County: Cameron
 Center coordinates of site by latitude & longitudinal coordinates: 26-11-33N/97-34-35W
 Approximate size of site/property (including uplands & in acres): 5.7 acres
 Name of waterway or watershed: Arroyo Colorado

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands									
Slough									
Prairie pothole				X					
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			x		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?				X	

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary x Or Approved __.

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston

FILE NUMBER: D16384

REGULATORY PROJECT MANAGER: Dwayne Johnson

Date: 6/6/2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office yes (Y/N)
 At the Project Site (Y/N)

Date: 6/6/2005

Date:

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitudinal Coordinates:

29° 48' 18"N, 95° 55' 21"W

Approximate Size of Site/Property (Including Uplands & In Acres):

15

Name of Waterway or Watershed:

Cedar Bayou

SITE CONDITIONS:

Type of Aquatic Resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	>50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	XXXXXXXX								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able to Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?					XXXX
Is or would be used as habitat by other migratory birds that cross state lines?					XXXX
Is or would be used as habitat for endangered species?					XXXX
Is used to irrigate crops sold in interstate commerce?					XXXX

¹ Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: Preliminary or Approved XXXXX

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs): Isolated wetlands with no nexus to interstate commerce

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: CESWG-PE-RCC
FILE NUMBER: 23764

REGULATORY PROJECT MANAGER: John Wong **Date:** 22 April 2005

PROJECT REVIEW/DETERMINATION COMPLETED: **In the office** Y (Y/N) **Date:** 21 April 2005
At the project site Y (Y/N) **Date:** Apr - Nov 03

PROJECT LOCATION INFORMATION:
State: Texas
County: Nueces
Center coordinates of site by latitude & longitudinal coordinates: 27-47-58/97-05-54
Approximate size of site/property (including uplands & in acres): 533 acres
Name of waterway or watershed: Corpus Christi Bay

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands	X								
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION:

Preliminary Or Approved x .

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD (e.g., discussion may include information reviewed to assess potential navigation or interstate commerce connections - 1 to 3 paragraphs):

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston District

FILE NUMBER: D-15355/1

REGULATORY PROJECT MANAGER: John Davidson

Date: 13 April 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
At the project Site: Y(Y/N)

Date: 13 April 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Liberty

Center Coordinates of Site by Latitude & Longitude Coordinates

29-54-29.0 N; 94-40-46.6 W

Approximate Size of Site/Property (Including Uplands & in Acres)

5 acres

Name of Waterway or Watershed

Lower Trinity River

SITE CONDITIONS:

Type of Aquatic Resources ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands		X							
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION:

PRELIMINARY _ or APPROVED X

ADDITIONAL INFORMATION SUPPORTING NJD: On the 1995 infrared aerial, it appears that wetland signatures are present on the 5-acre tract. The tract is located above the 100-year floodplain and no obvious surface hydrologic connections exist between the potential wetlands and Turtle Bayou or the Trinity River. Therefore, any wetlands that may be present on the tract are isolated with no known nexus to interstate commerce. Therefore, they are not waters of the U.S. and are not subject to Section 404 of the Clean Water Act.

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON NAVIGABLE, INTRASTATE WATERS RESULTING
FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK COUNTY V. U.S.
ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: Galveston District

FILE NUMBER: D-16989

REGULATORY PROJECT MANAGER: John Davidson

Date: 25 April 2005

PROJECT REVIEW/DETERMINATION COMPLETED: In the office: Y(Y/N)
 At the project Site: N(Y/N)

Date: 25 April 2005

PROJECT LOCATION INFORMATION:

State:

Texas

County:

Harris

Center Coordinates of Site by Latitude & Longitude Coordinates

29-54-58.2161 N; 95-42-1.8079 W

Approximate Size of Site/Property (Including Uplands & in Acres)

1.5 acres

Name of Waterway or Watershed

Buffalo Bayou - San Jacinto River

SITE CONDITIONS:

Type of Aquatic Resources	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear Feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mud Flat									
Sand Flat									
Wetlands	X								
Slough									
Prairie Pothole									
Wet Meadow									
Playa Lake									
Vernal Pool									
Natural Pond									
Other Water (Identify Type)									

¹ Check appropriate boxes that best describe type of isolated, non-navigable, intrastate water present and best estimate for size for non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ²	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not able to Make Determination
Is or would be used as habitat by birds protected by Migratory Bird Treaties?					X
Is or would be used as habitat by other migratory birds that cross state lines?					X
Is or would be used as habitat for endangered species?					X
Is used to irrigate crops sold in interstate commerce					X

² Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resources area.

TYPE OF DETERMINATION:

PRELIMINARY X or APPROVED

ADDITIONAL INFORMATION SUPPORTING NJD: On the 1995 infrared aerial, it appears that wetland signatures are present on the 1.5-acre tract. The tract is located above the 100-year floodplain and no obvious surface hydrologic connections exist between the potential wetlands and a water of the United States. Therefore, any wetlands that may be present on the tract are isolated with no known nexus to interstate commerce. Therefore, they are not waters of the U.S. and are not subject to Section 404 of the Clean Water Act.